MAKING A SHOP OF THE SUBWAY

PATIENT R. T. BOARD HEARS OF NEW BELMONT ENCROACHMENTS.

Cigar and Flower Stands Added to Stat Machines the Company Was Ordered to Take Out and Won't -- Ads Stay, Too Board to Get More Opinions, Then Act

The Rapid Transit Commission, which once passed resolutions ordering slot machines out of the subway and advertising signs below the frieze lines on the walls facing the trains taken down and has since done nothing to enforce its orders. began again yesterday to talk about subway advertising privileges and kindred matters. President August Belmont of the Interborough company went away for a vacation some time ago and asked the board to let the matter wait till he returned. The commission obliged him.

Now that Mr. Belmont is known to be back in town it is the intention of those members of the board who prefer to see its orders carried out to have the matter threshed out without further delay. It came out at yesterday's meeting that the Belmont company, taking advantage of the quiescence of the commission during Mr. Belmont's absence, has proceeded to litter the stations some more by placing in them stands for the sale of cigars and

The subject was brought to the commission's attention yesterday by the receipt of a letter from Corporation Counsel Delany saying that he had received several communications from city departments complaining of the continuance of the signs in the stations. Mr. Delany asked the commission to inform him by what authority of law the signs were maintained and if permission to put up the signs had been given by the commiss

George L. Rives, counsel to the board. had prepared a reply to the effect that while no specific permit had been given to the Interborough company to erect the ads, the company had put them in the stations under one of the clauses of the contract. He added that the board had no information concerning the stands, but that the commission away back in Novemher had declared that the slot machines interfered with the efficient working of the railroad and directed that they be

President Orr was about to sign the letter when Comptroller Grout halted him. "I think," said Mr. Grout somewhat warmly, "that we ought to take some final

action on this matter at once. Not content with the signs and slot machines, the company has now proceeded to put in cigar and flower stands. I understand that Mr. Belmont has returned to the city, and I urge that we take immediate action. In addition to the signs the company is constantly increasing the number of stands and slot machines in the stations."

He suggested that the secretary be directed to see Mr. Belmont and ask him to communicate with the board to-day.

"Well, but suppose Mr. Belmont refuses to move the signs?" petulantly asked Mr. Orr, who in face of the commission's revelations has taken the ground that the commission ought to allow the ads to remain,

mission ought to allow the ads to remain, because of the contract clause, although that clause specifically state that no signs shall be permitted to interfere with the easy identification of stations. "Mr. Belmont says he is within his rights in mair aining the advertisements, and I should like to know what we can do if he refuses to move

"If the advertisements are there in violation of the terms of the contract and we think they are," Mr. Rives answered, "we could compel the company to take them out, and if they refused we could apply

now and fight the whole matter out at once. I would not suggest the doing away with the newspaper stands because they are a convenience to passengers, but I do say that the merchandise stands and slot ma-

Asked for an opinion as to whether these stands and machines which are not provided for in the contract were not violations of it. Mr. Rives said he had not been

this course. The question was one, he insisted, with which the general city government had nothing to do. The only persons with power to deal with it were the com-

Again Mr. Orr spoke up for the retention of the subway art galleries.
"We put this sign clause in the contract," he said, "as an inducement to get bids for the building of the subway, and I hold that as long as the signs do not interfer with the easy identification of the stations. the company has a right to place the signs in the stations, and if any action should be taken which should mean a loss of money

Mr. Boardman said that undoubtedly the signs could not be interdicted but they could be restricted and the commission had restricted them [so far without effect]

to permit the stations being easily recognized by passengers.

"I would like to say," remarked Commissioner Smith, "that Mr. Parsons told me before he went to Panama that the company is unquestionably violating the terms of its contract. But the company seems its contract. But the company seems to have some rights. The question is what those rights are."

Mr. Grout suggested that a taxpayer's

ction would probably be the best test. Ir. Orr persisted that the city ought to take proceedings.
"Oh, if it's something for the city to test," raid Mayor McClellan, "suppose I send the police to clean out one of the stations.

"That wouldn't do." replied Mr. Grout.
"The police would be trespassers. They
have none but police rights in the subway

It was decided at last to postpone further

consideration of the question once more until, this time. Mr. Rives's opinion as to the legality of the merchandise stands and slot machines, has been received.

CRY FOR A SUBWAY TO JAMAICA

Strong Pleas Made to the Rapid Transit Beard for One From Union Square.

District of Brooklyn and of Queens attended yesterday a public hearing held by the plans for the development of the subway ably, white body markings." system in that territory. Every commercial and civic organization in the territory was Ceder, who trains dogs. He was a witness, represented. The speakers were unanimous in advocating the building of a suboin the proposed new east side subwa y in Manhattan, under East Fourteenth street. the East River, North Seventh street, Williamsburg, Union avenue, Broadway Jamaica. This would be about thirteen miles. Some of the speakers estimated

that the cost would be about \$9,000,000. transit along the route suggested. The Brooklyn Rapid Transit service was so severely criticised that the ears of the officials of that company ought to have tingled. It was usged that the valuation of property | late Term

along the line of the suggested tunnel would be so enhanced by the improvement as more than to make up for the cost, and the population to be benefited would be fully \$00,000, more than half the population of Brooklyn.

It was also argued that the line would benefit Manhattan, because large numbers of tenement dwellers on the lower East Side would move out to the suburbs of Queens, if they had facilities to reach their work here.

work here.

One speaker criticised the commission for allowing the Williamsburg bridge to remain practically useless so long, though the Legislature had given it power to set out routes over the bridge. This reminded Mr. Grout that Mr. Belmont early last year offered to run significant trains over the offered to run elevated trains over the bridge and build an elevated structure across town to connect with all the Manhattan lines, transferring to the elevated for a single fare, if he could get the right to cross Broadway. The letter was hunted up and sent to the committee on contracts.

AN ART CATALOGUE DE LUXE. A Fine Production Issued for the Sale of

T. E. Waggaman's Collection. For the approaching public sale of the art collection of Thomas E. Waggaman of Washington, which is to be disposed of at auction at the American Art Galleries and Mendelssohn Hall next week and the week following, the American Art Association has issued a catalogue de luxe which will command the admiration of the large, body of art lovers who keep catalogue records of these important sales. The text throughout is printed on vellum, with enerous margins, and is freely leaded and each entry is index-d.

The edition is limited, this time to 100 copies, and, as usual, is offered to subscribers at less than the cost of publishing. The numbered copies have been offered at \$15 each, the price first fixed, but already the demand has been such that the managers of the sale have been obliged to increase the figure to \$20 a copy. The excellent photographic reproductions of the paintings, water colors and objects of art in the collection are printed on paper of such texture and softened finish that the character of the originals is expressed with the indefinable felicity that is called quality.

Of less than 100 paintings and aquarelles in the collection, more than a score have been reproduced, and a numerous selection from the 2,500 Japanese, Chinese and Corean porcelains, potteries, lacquers, jades, armor and bronzes also appears among the illustrations, each of which is inserted on a separate vellum page.

For the convenience of possessors of the catalogue which Mr. Waggaman some time ago distributed among his friends, the numbers of the objects in that catalogue have been preserved in the sale catalogue, being printed in parentheses after the new catalogue numbers. The new catalogue is a revision and enlargement under the editorrevision and enlargement under the editor-ship of Thomas E. Kirby. In it are copied many of the introductory notes and de-scriptions made by Prof. Morse of Salem, Mass., for the Japanese collection in the Boston Museum of Fine Arts. Prof. Morse secured for Mr. Waggaman many of the objects owned by the Washington collector, and in his numerous visits to the Wagga-man home studied and reclassified a large number of the specimens contained in it. A division not usual in catalogues appears under the caption "Not Identified," where sundry unclassified pieces are described without being ascribed. The catalogue also differentiates the articles from Mr. Waggaman's residence and those from his art vallers.

Waggaman's residence and those from his art gallery.
No attempt is made, and wisely, with our Western processes, to reproduce the Japanese paintings, screams and prints, which form some of the most distinctive ornaments of this noteworthy collection. The portion of the catalogue devoted to this group is prefaced by a note signed by Prof. Ernest Fenolossa, in which he says:

"In America it has never before occurred, so far as I know, that works on such a large scale, representing the highest achievement of Oriental masters, have come up for public sale. * * The specimens of central interest are, of course, the screens

them out, and if they refused we could apply to the courts. Perhaps one remedy might be the forfeiture of the lease."

"There is not one word in the contract." said Mr. Grout, "which can justify the company in keeping slot machines and I merchandise stands in the stations, and I merchandise stands in the stations, and I company in keeping slot machines and I merchandise stands in the stations, and I merchandise stands in the stations. The said Mr. Grout, "which can justify the company in keeping slot machines and I by the great Kana artists for the Shoguns, by the arch-impressionist Korin and by the incomparable Sesshu, steeped in Chinese poetry and art and the vivid in Chinese poetry are a chinese poetry. They are a chinese poetry and art and the vivid in Chinese poetry and art and the vivid in Chinese poetry are a chinese poetry. They are a chinese poetry and art and the vivid in Chinese poetry are a chinese poetry. They are a chinese poetry and art are a chinese poetry and art and the vivid in Chinese poetry are a chinese poetry. They are a chinese poetry and art are a chinese poetry and art are a chinese poetry. They are a chinese poetry and are a chinese poetry and are a chinese poe is the mural painting of the East; contemporary with the early Venetians, Raphael, and their colectic followers."

R. C. MINOR'S PICTURES SOLD.

846.275 Realized for the 110-Top Price \$1,300 for a World's Fair Exhibit.

asked before to go into that phase of the question, but he would render an opinion at the next meeting of the board.

Albert B. Boardman, of counsel to the commission, suggested that the Corporation Counsel be asked to test the right of the coverage to keep the ads and stands. A collection of 110 American landscapes which were in oils, comprised all the works the artist left with the exception of some

> overflowing, and there was some lively bidding, though none of the paintings brought an unusually high price. The "Niantic Woodlands," a picture exhibited in the Connecticut House at the world's fair. Louis Katz, as agent, was the pur-chaser. "The End of Summer," repro-duced in the Twelve American Master-

duced in the Tweive American stasser-pieces, and also exhibited at the fair, was bought by Emerson McMillin for \$1,200. "Midsummer Morning," recently shown at the Loto's Club in the memorial exhibi-tion, brought \$1,175. Dr. F. Whiting was the buyer. Louis Etlinger bought "Au-tumn" for \$1,175. Only these four brought ore than \$1,000.

enry S. Harper, of Harper & Bros., got Orchard in the Adirondacks," for Some of the other paintings sold were: \$225. Some of the other paintings sold were:

"June Morning." \$580, to L. Laidlaw; "The
Oaks," \$630, to Louis Katz; "The Cradle of
the Hudson," \$580, to H. Victor Newcomb;

"Waterford Oaks," \$700, to R. W. Voorhis;

"Winter," the only snow picture Mr. Minor
ever painted, \$625, to Emerson McMillin;

"June Morning," \$500, to William Clawson;

"September," \$650, to Emerson McMillin;
"Great Brook, \$825, to Frank R. Chambers; "The Edge of the Woods," \$650, to S.
Taylor; Sunset in Oswegatchie Woods,"
\$535, to James R. Keene.

There was spirited bidding for "The
Brook," the last picture painted by Mr.
Minor. While in bed a few weeks before
his death he attempted to scrape out a

his death he attempted to scrape out a H. McCord bought the picture for \$530.

POINTS OF A BOSTON TERRIER Appellate Division.

points of a Boston terrier, as elucidated in State Board of Regents, headed by Chanthe Municipal Court and the Appellate Term of the Supreme Court, are as follows:

"The dog should have a fairly short nose, Rapid Transit Commission on the Parsons tail not over four inches long, and, prefer-

The expert testimony came from Peter and at first a defendant, in the suit brought by Mrs. Maude Turner of 80 West Fortieth street to recover from Dr. Orin B. C. Kinney of 165 West Forty-seventh street possession of her Boston terrier Maudie. The dog was black, with cut ears, standing nine inches at the shoulder, and of "the ad-

judged value of \$150."

About a year ago Mrs. Turner acquired the dog, and sent it to Ceder to learn house the dog, and sent it to Ceder to learn house manners. In May last Ceder informed her that he had sold the dog to Dr. Kinney for \$150. She refused to ratify the sale and sued Kinney, Ceder and Miss Myra Jordan, to whom, as it developed, Dr. Kinney had given the dog. The case against Ceder and Miss Jordan was dismissed in the Myricial Court, and independ the case in the Myricial Court, and independ the case in the myricial Court, and independ the case in the case in the case in the myricial Court, and independ the case in the case This judgment is now affirmed by the Appel-

TWO RAPID TRANSIT BILLS.

THEY ARE INTRODUCED AT THE COMMISSION'S REQUEST.

One Authorizes the Commission to Construct and Lease Pipe Galleries -The Hill Abolishing the Office of Coroner is Again Introduced in the Senate

ALBANY, Jan. 18 .- To-day, at the remest of the New York City Rapid Transit Commission, Assemblyman Jean L. Burnett, chairman of the Assembly Cities committee, introduced two billswhich have some bearing on the lighting question. They were drawn by Attorney A. Boardman. Comptroller Grout was consulted in the matter and some of his views are incorporated in the bills. One of the most important provisions authorizes the Rapid Transit Commission to construct and lease pipe galleries. This is believed to be directed at the companies that now control the underground conduits in New York city and which, it is asserted, give the lighting companies a monopoly and prevent opposition companies being formed. The bills also have much to do in regard to the future tunnels.

Another amendment to the Rapid Transi law eliminates the provision limiting the minimum period for which a lease can be given to thirty-five years, by leaving it purely discretionary with the commission as to whether the lease shall be for one year or for thirty-five. And another change is removing the exemption from taxation of companies operating the tunnel roads. Assistant Corporation Counsel Charles

L. Guy has a copy of the bills and is studying them carefully. At present he says he will be unable to state whether or not the changes suggested will meet with the views of the McClellan administration, as Corporation Counsel Delany was not con suited in the framing of the bills. The city authorities had an act passed last year which made the Rapid Transit Commission subordinate to the city authorities instead of independent, and if the bills introduced safeguard the interests of the city to every possible extent, Mr. Guy says he can see no opposition to them. Mr Guy says it is the policy of the New York city administration to do all that it can to further the matter of additional tunnels. Again Senator Elsberg is making a deermined effort to have the office of Coroner

New York city abolished and substitute n stead of the Coroners medical examiners.

The examiners are to constitute a bureau n the New York city Health Department, the chief to receive \$6,000 a year and the other examiners a salary of \$3,500. Besides a chief examiner, the city Board of Health is to appoint six examiners for Mansides a chief examiner, the city Board of Health is to appoint six examiners for Manhattan borough, four for Brooklyn, three for Queens and two each for Bronx and Richmond boroughs. Senator Elsberg expects to get the bill through this year, although unsuccessful in that respect for three years past. This year he thinks the opposition will not be so vigorous, because it does not legislate the Coroners out of office, as their terms expire at the end of the present year and the bill does not take effect until then.

In order to protect the fish and game of

effect until then.

In order to protect the fish and game of Jamaica Bay and adjacent waters. Senator Drescher introduced a bill providing for the appointment by the State Forest, Fish and Game Commissioner of three additional game protectors and an assistant chief game protector, the former at salaries of \$1,000, and \$750 allowed annually for expenses, and the latter at a salary of \$1,200 and to receive \$750 annually for expenses and to receive \$750 annually for expenses to enforce the fish and game laws in that bay. They are to have also \$2,000 for a

The Senate Cities Committee has divided The Senate Cities Committee has divided its duties. During the remainder of the session Senators Elsberg of New York, Cooper of Brooklyn, Carpenter of Westchester (Reps.) and Martin (Tam.) will (Dem., Kings) will perform a like service regarding legislation affecting cities above the Bronx line.

Senator Hawkins introduced a bill pro-iding that a veteran's salary shall not be educed, which sometimes has been done n order to get rid of him.

Betson, who said later that he boilermaker and 23 years old, was a good runner. He was getting the better of the policeman when Muldoon drew his revolver. He says that he only intended to fire to sumviding that a veteran's salary shall not be reduced, which sometimes has been done reduced, which sometimes has been done in order to get rid of him.

Senator Riordan introduced a bill authorizing New York city to acquire title to wharf property on the North and Hudson rivers, south of the northerly line of Cortlandt street, without first trying to agree with the owners upon a price.

with the owners upon a price. A bill introduced by Assemblyman Hart-man (Rep., N. Y.), makes the veterinary school now connected with the New York University the State veterinary college. The State is to appropriate annually \$25,000 to further the study and advance animal

Assemblyman Ogden introduced a bill making it a misdeameanor to procure by fraud or deception information regarding

Formal Action of the Two Honses of the Legislature in Joint Session.

ALBANY, Jan. 18 .- At a joint session of the two houses of the State Legislature to-day Chauncey M. Depew was declared elected United State: Senator to succeed himself. Both houses having balloted separately yesterday, to-day's action was a matter of form only. After the clerks of the Senate and Assembly had announced the result of the vote in each house Lieut.-Gov. Bruce said:

"Chauncey M. Depew having a majority of all votes cast, he is hereby declared elected as Senator from the State of New York to the Congress of the United States."
Thus ended in a peaceful manner what had been expected to be the hottest Senatorial fight that the State Legislature had experienced in many years.

experienced in many years.

State Agricultural Society Elects Officers. Agricultural Society held its annual meeting in this city to-day, electing the following officers: President, Gilbert M. Tucker ing officers: President, Gilbert M. Tucker of Albany; vice-presidents, A. N. Brown of Batavia, H. S. Ambier of Chatham. S. E. Dawley of Fayetteville, R. W. Rines of Poughkeepsie, G. A. Smith of Herkimer, S. I. Willard of Geneva, F. M. Parsons of Weedsport, and Dr. C. S. Nead of Logan; corresponding sercetary, B. H. Chapman of Allbany; recording secretary, W. I. Barnes of Brainard; treasurer, William B. Jones of Albany.

Board of Regents Call on the Governor. ALEANY, Jan. 18.-The members of the sioner of Education Andrew S. Draper, called at the Executive chamber to-day square muzzle, a short, cobby body; a and paid their respects to Gov. Higgins, il not over four inches long, and, preferof which organization the Governor is a member, also called to see the Governor. The Chautauquans were in the city to hold a semi-annual meeting. The Governor semi-annual meeting. The Governformally entertained the trustees

AID FOR A BOY VIOLINIST.

and Will Try to Get More to Educate Him. Members of the Women's Eclectic Club pledged \$100 yesterday to start a fund for the musical education of Maurice Warner, a boy violinist who played for them at their promises to try to increase this fund to

thousands. A paper on "The Advance of Women" was read by Mrs. Richard Henry Savage, Mrs. R. H. Stearns gave a book review and Mrs. Doré Lyon, the president, sang.

From car-windows of California Limited



You See Enchanted Land

Where peaks are miles high Chasms are miles deep And forests have turned to stone-Quaint Indian pueblos too

Compartment and Observation Pullmans, Buffet-Smoker and Harvey Dining-car Chicago to Los

Ask G. C. DILLARD, of A. T. & S. F. Ry. At 377 Broadway, New York City

If we saved these cloths until next Fall there is no doubt in the world we could get three times the amount for them. But that would not be the Arnheim way. All effects are neat and modest. \$25 for any of them.

Sale on second floor. Samples mailed upon request.

Broadway and 9th Street.

COP SHOT A FLEEING CROOK,

ACCIDENT, HE SAYS. Muldoon Tripped as He Chased Betsch-Bang Went Gun-Signal Whistle, Smash of Glass and Jimmy as Proof of Burg-

lary-Cop's Record Good, Other's Bad.

ONLY KILLED HIM BY

Louis Betsch, a young crook, was shot early yesterday morning by Policeman Anthony F. Muldoon, who caught him trying to break into Giuseppe Dintanza's cobbler shop at 617 East Sixteenth street. He died in the afternoon in Bellevue Hospital after telling the police that he was not a thief and a story of his whereabouts before the shooting, which has since proven untrue. The police investigation shows that there is no doubt of his having been a thief.

According to Policeman Muldoon's story the shooting was half accidental and half intentional. Muldoon bears an excellent reputation. Last January he jumped into the ice filled East River at Twenty-fourth street and saved a man from drowning For this he recently got a medal and honorable mention from the Police Commissioner on the recommendation of the Police Board of Honor. He was all broken up last night over the shooting affair.

Dintanza's shop is in a basement, down five or six steps from the street level. At 2:47 o'clock yesterday morning as Muldoon, who was on post there, approached the place he noticed two men standing on the sidewalk. He kept watch, and he says the two men, when they saw they were under

McCarren
like service
lities above
Muldoon then chased him.
Betsch, who said later that he was a

mon help. He stubbed his toe, however, on a piece of ice and fell. His revolver was discharged in the fall. He was only a few feet from the the fleeing thief and the llet struck him in the back, over the left

Muldoon got an ambulance and had Betsch removed to Bellevue Hospital. Policeman Patrick Keenan, who had been Policeman Patrick Keenan, who had been attracted by the pistol shot, joined Mul-doon. The latter said that he had seen the thief throw something away, and Keenan made a search. He found a burglar's jimmy

· In the meantime Muldoon went to the station house and told his story to Capt. Hussey. After the captain had questioned him he decided that Muldoon had only done his duty and sent him back to continue

his tour on post.

Capt. Hussey and Detectives Donohue and Meade worked on the case all years. day morning. Betsch, who was still con-sious, told them that he was not a thief. He said that he lived with his mother at 307 He said that he lived with his mother at 307
Tenth avenue, but that his hangout was on
the east side of Ninth avenue, between
Twenty-sixth and Twenty-seventh streets.
He said that early on Tuesday night he
met Alice Martin of 622 East Thirteenth
street and talked with her at her door. At
midnight, he said, he went to a restaurant
at Twelfth street and Third avenue and at Twelfth street and Third avenue and then to Meister's saloon at Avenue A and Thirteenth street, where he remained until

1 o'clock.

The woman later told Capt. Hussey that Betsch had not been in her company but that she had seen him on the opposite side of the street. Meister said that Betsch had not been in his place. The police learned that Betsch had served a term in the Elmira Reformatory and had been arrested for larceny by Detective Sergeant Gloster in December, 1902. Besides, they learned he had robbed his father and several boarders. had robbed his father and several boarders in a house where he had formerly lived on the East Side.

Late yesterday afternoon Capt. Hussey and Muldoon went to Bellevue Hospital, where Muldoon identified Betsch's body. Then Hussey placed Muldoon under arrest.

MRS. DUKE'S CASE IN TEXAS. Gov. Lanham Will Want Strong Proof Be-

fore He Issues a Requisition for Her. strong opposition will be offered to Gov. Lanham issue of requisition papers for the extradition of Mrs. Brodie L. Duke of New York, and Charles F. Taylor of Chicago, who are under indictment in Nacogdoches county, this State for swindling E. G. Blount of the Commercial National Bank of Nacogdoches out of \$3,000.

Gov. Lanham has not yet received any application for requisition papers and he does not know when such application will be made. He also declines to say what action he will take upon it, further than that he will insist that all of the facts in the case be given him before he will render a It has become known that the National

Bank of Dallas, cashed a four months note which sailed yesterday for Liverpool, are: for \$5,000 nearly a year ago signed by Taylor. Webb & Co. of Chicago, and indorsed by a Nacogdoches bank which has not yet been paid. The bank has instituted proceedings to recover the amount due it.

J. F. Lake, vice-president and cashier of the Dallas bank which cashed this note, says that he has seen letters written recently by Mrs. Duke and Mr. Taylor and that he is confident that they have violated no law in Texas. He says that Mrs. Duke called on him when she was in Texas and that he

found her a straightforward business



H. V. Keep Shirt Co 6 Dress Shirts to Order \$ 12

1147 Broadway & 25 Broad St.

TALBOT INQUIRY TANGLE. Bishop Tuttle Declares That the Board

Adjourned Illegally at Reading. PHILADELPHIA, Jan. 18.—Bishop Tuttle surveillance, whistled and ran away. They disappeared around the corner at Avenue C.

Muldoon started to give chase when he heard a crash of glass from the direction of the cobbler's shop. At the same time Betsch ran up the steps from the baseand declaring that the board was con stituted illegally. Mr. Stetson argued that the names of both the Rev. Dr. Dix and the committee was drawn. This is de view of the statement of Bishop Tuttle did, and that the board should have taken up the charges brought against the Bishop

by the Rev. Dr. Irvine. The latter's friends will promptly endeavor again and consider its action.

Bishop Tuttle's statement is made through the Church Standard issued to-day. He contends that Dr. Dix was a deputy for five days, although he did not serve, and therefore the board was valid and its action in dissolving was founded on misinformation.

No amount in dollars and cents has been fixed as yet by Dr. Irvine in the legal action brought by Dr. Irvine against Bishop Talbot. The charge is one of criminal libel. The writ erroneously served yesterday on the Rev. Dr. Thomas was recovered to-day by the writ server and has not yet been

MABEL SPANG NOT FREED. Justice Marean Holds That She Is Properly Under Restraint.

Justice Marean in the Supreme Court of Kings county handed down a decision yesterday afternoon remanding Miss Mabel Spang, daughter of Charles H. Spang of 65 East Seventy-eighth street, to the sani tarium of Dr. Barnes at Yonkers, where she has been confined since last July, When the testimony was all in Justice

to the court stenographer "The commitment was void, by reason of its having been made without notice or opportunity to be heard, but Miss Spang is a minor, and is held also by virtue of delegated parental authority. She is not, and I think she never was, insane, but she is disobedient and unfilial, and is subject, when permitted her freedom, to a vicious influence, and is easily led, and I find the restraint to which she is being subjected to be, under all the circumstances, reason, able and necessary.

The writ is dismissed and Miss Spang remanded."
Miss Spang was brought into the cour on habeas corpus proceedings instituted by Lawyer Harry J. Bebro. He contended that the young woman, who is not yet 20 years old, was not insane and that she

commitment.
According to C. C. Lockwood, of Gilbert & Lockwood, counsel for Mr. Spang, Justice Marean suggested that the attention of the District Attorney should be called to the manner in which the case was brought

Aboard the White Star liner Majestic Sailing to-day by the Hamburg-American liner Bluecher, for Cherbourg, Plymouth and Hamburg, are:

Mr. and Mrs. Charles W. Eliot, Mr. and Mrs. H. P. Dodge, Prof. Peter F. Brewer, Mr. and Mrs. Abbot Low Dow, Mr. and Mrs. Hermann N. Muller, Mr. and Mrs. Robert S. McCormick, Mr. and Mrs. Frank G. Morse, Col. and Mrs. J. L. Spangler, Mrs. John R. Rauneg and Mrs. Hubert Van Wagenen, Jr.

The Wanamaker Stores

Store Closes at 5:30 o'Clock

Here Is Another Stirring White Sale for Men

By good fortune and by dint of well-directed efforts, we have secured new supplies of many of the splendid offerings of Shirts, Collars, Cuffs and Nightshirts, which made our Men's White Goods Sale of several weeks ago such a pronounced success.

There are Plaited-bosom Shirts, Negligee Shirts of Cheviot and Madras, Nightshirts, Collars and Cuffs-all made up to our order, and in our own particular way. And prices are as low as only the most careful sort of planning on our part could make them-prices that make it well worth a man's while to lay in supplies of these splendid Furnishings while the quantities

Plaited-Bosom White Shirts at 55c Each

Laundered White Shirts, white plaited cosoms; ten plaits on each side of bosom shirts that some men wear the year round; handsome, well-finished and finely laundered; in sizes 14 to 17 inches. Six hundred in the lot, and no more to be had at the price—55c each.

All the proper and correct styles sizes from 14 to 17½ inches. So size

Men's Unlaundered White Shirts at 45c Each

Unlaundered Dress Shirts, made of extra quality muslin, with three-ply linen bosom; finished in as careful a manner as most dollar shirts. Perfectfitting. Open back with continuous facings at all openings. Two lengths of sleeves. 31 and 33 inches. Single or double-plaited bosoms. Sizes 14 to 18 inches. 45c each.

Men's Plain-Bosom Madras Shirts at 50c Each Six hundred Plain-bosom White Madras Soft Shirts, with one pair of detachable cuffs. Material from which these are made is the kind most shirt manufacturers are putting in a white shirt which they offer for next Spring's trade at \$1 each. Only six hundred of them here at this price—50c each. Sizes 14 to 17 inches.

Scotch Cheviot Shirts

At \$2 Each

Plain blue and plain white. Cuffs attached or detached. Finished as though you had them made to order at \$3.50. Material is made to our order by one of the best makers in Glasgow.

For men who do not like a heavy-weight nightshirt. Made of good camberia, with a good-looking and comfortable-fitting surplice-neck. With neat colored trimming, at 50c each. Sizes 16 to 19 inches.

Broadway and Ninth street.

Men's Collars At 50c a Half-Dozen

Collars that will fit, launder and as well as most collars costing do.
All the proper and correct styles.

Wing-2, 214 and 215 inches in height Standing-2, 214 and 215 inches in Leight.

Lock-Front-134, 2, 214 and 214 inches in height.

Old Style Turnover-Two styles.

Men's Cuffs At 75c a Half-Dozen Straight button style, with round a square corners. Single tab link, w square corners. We never before

fered cuffs so good at so little a price-75c a half-dozen. Sold in half-dozen lots only. Sizes 10 to 11½ inches. Men's Muslin Nightshirts at 50c Each

Men's Surplice-Neck Nightshirts at 50c Each

Lace Curtains, Portieres, Upholsteries Join in a January Thaw of Prices.

The stock in our Upholstery Store gets a thorough overhauling about this time every year. Inventory is approaching, and our stock must melt away sufficiently to make room for the Spring goods that are due.

So prices melt today-shrink by twenty to fifty per cent. of

their par value. And splendid chances result, to secure Lace Curtains, Furniture Coverings, Braperies, Portieres, Table Covers-all the things that add to the air of luxury and comfort in a homein practically as large and affording a variety as may be found in a regular stock at full prices, but at greatly diminished val-

And, be it noted, this is an assemblage of fine, desirable goods, in point of styles, patterns and colorings. Partial

Lace Curtains BRUSSELS LACE

At \$17.50 to \$25 a pair, formerly \$35 to POINT D'ARABE LACE At \$8.50 to \$37.50 a pair, formerly \$8.75

TAMBOUR LACE

At \$5.25 to \$6.25 a pair, formerly \$6.75

Colored Madras, in rich colors, at 75c a yard, from \$1,90c a yard, from \$1.25; \$1.15 a yard, from \$1.50.

CLUNY LACE At \$2.50 to \$4.50 a pair, formerly \$3.50

IRISH POINT LACE At \$3.25 to \$13 a pair, formerly \$4.25 CRETE LACE

At \$5.75 to \$15 a pair, formerly \$7.75 NOVELTY NOTTINGHAM LACE At \$2.25 to \$8.50 a pair, formerly \$8.50 RUFFLED NET

> Third floor. Lace Bedspreads RENAISSANCE LACE

At \$1.50 to \$3 a pair, formerly \$2

\$25.50 to \$35. \$14.85 to \$33.75 each, formerly

Ruffled Lace Bed Sets Full size, at \$8.25 each, from \$10.50; at \$9 each, from \$12 Single size, at \$6.75 each, from \$8.50.

Table Covers, Couch Covers and Sofa Pillows Imported Tapestry Table Covers, 2x2 and 20c.

Printed Cretonnes, for coverings, at

One group, in floral designs. Gobelin

One group, in floral designs. Gobelin

Jules

At 45c to 60c a yard, formerly

At 45c to 60c a yard, formerly Another group, in Turkish designs and colorings; reversible, at \$6.75 each. At 80c to \$1.25. Cotton Tapestries At 80c to \$2 a

Imported Couch Covers, in very odd. och designs and colors; reversible; adds of red, blue and green; at \$7.75 to \$3.50 to \$3.85. each, formerly \$10.50.

Sola Pillous Coverings are silk damasks, satins, velours and velvets, selected from our own stocks, filled with selected from our own stocks, filled with selected from our own stocks, filled with selected from our own stocks.

Sash Curtain Fabrics

Ruffled and plain Sash Curtain Nets. with edging and insertion, 30 in. wide, at 20c, 25c and 30c a yard, from 30c, 35c and 40c a yard. Plain Curtain Nets, with edging and insertion, 50 in. wide, at 30c a yard, from 40c; at 45c a yard, from 65c.

RENAISSANCE LACE

At \$11 to \$11.50 a pair, formerly \$14.75

a yard, from \$1.50; \$1.25 a yard, from \$1.60; \$1.25 a yard, from \$1.50; \$1

Portieres

Plain Armures and Repps, finished with borders of tapestry and cut velvet; for inexpensive hangings, at the following reductions: At \$2.85 to \$7.75 a pair, formerly \$5.75

Silk Tapestry, in handsome color-combinations; floral designs; some trimmed with soft silk cord, others with pretty silk edging. Also plain Silk Repps, with lace applique on front edge and At \$11 to \$18 a pair, formerly \$14 to

Mercerized Armures, some with corded edges, others fringed top and bottom At \$4 to \$7 a pair, formerly \$6 to \$11.50 Tapestries, in Oriental designs and

colorings; also some in floral designs. with or without fringe:
At \$3.75 to \$13.50 a pair, formerly \$5.65 to \$17.25. Crinkled Tapestries, silk face; plain colors, corded edges:
At \$20 to \$21.75 a pair, formerly \$30

A few handsome Portieres, especially made for samples, from Tapestries and Silk Damasks, lined with same sort of At \$11.25 to \$50 a pair formerly \$22.50

Hangings, Draperies, Furniture Coverings

Figured Saleens for light draperies or coverings, in cretonne styles and colorings, at 123/c a yard, from 180

At 80c to \$2 a yard, formerly \$1.6 At \$1.75 to \$3.25 a yard, former

down; at \$2.65 each, formerly \$3.50. At \$1 to \$4.75 a yard, formerly \$2.53.75 and \$4.

JOHN WANAMAKER Formerly A. T. Stewart & Co., Broadway, Fourth ave., 9th and 10th sts.

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